

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TENNESSEE  
WESTERN DIVISION

FILED BY *EG* D.C.  
05 AUG 19 PM 4:37

TAMYRA D. LONNEE, )  
Plaintiff, )  
vs. ) Civ. No. 05-2583-B/P  
PENSKE TRUCK LEASING COMPANY, )  
et al. )  
Defendants. )

THOMAS M. GOULD  
CLERK, U.S. DISTRICT COURT  
WD OF TN, MEMPHIS

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ORDER DENYING WITHOUT PREJUDICE DEFENDANT FREIGHTLINER, LLC'S  
MOTION FOR PLAINTIFF'S COMPLAINT TO COMPLY WITH THE TENNESSEE  
PRODUCTS LIABILITY ACT

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Before the Court is Defendant Freightliner, LLC's Motion for Plaintiff's Complaint to Comply with the Tennessee Products Liability Act, filed August 17, 2005 (Dkt #3). A review of the record reveals that Freightliner did not file a certificate of consultation with its motion. Local Rule 7.2 requires that

"[a]ll motions . . . shall be accompanied by a certificate of counsel . . . affirming that, after consultation between the parties to the controversy, they are unable to reach an accord as to all issues or that all other parties are in agreement with the action requested by the motion." Local Rule 7.2(a)(1)(B). Failure to file a Rule 7.2 certificate "may be deemed good grounds for denying the motion." *Id.*

Therefore, Freightliner's motion is DENIED, without prejudice.

This document entered on the docket sheet in compliance  
with Rule 58 and/or 79(a) FRCP on 8-12-05

(b)

Freightliner may renew its motion by refileing it with a certificate of consultation in compliance with Local Rule 7.2.

IT IS SO ORDERED.

  
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TU M. PHAM  
United States Magistrate Judge

August 19, 2005  
Date



# Notice of Distribution

This notice confirms a copy of the document docketed as number 6 in case 2:05-CV-02583 was distributed by fax, mail, or direct printing on August 22, 2005 to the parties listed.

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Richard E. Charlton  
THE WINCHESTER LAW FIRM  
6060 Poplar Avenue  
Ste. 295  
Memphis, TN 38119

J. Britt Phillips  
LAW OFFICE OF J. BRITT PHILLIPS  
217 2nd Ave., S.  
Franklin, TN 37064

Honorable J. Breen  
US DISTRICT COURT